

ADDENDUM V: FINDINGS AND RECOMMENDATIONS FROM FORENSIC INVESTIGATIONS

Findings and Recommendations from the Forensic Investigations

The recommendations made by the MTT in this Addendum are categorized into the various provincial investigations and cover other investigations done as required by the Terms of Reference of the task team.

	NO OF SCHOOLS IN PROVINCE AS % OF NATIONAL	FINALISED	FURTHER INVESTIGATION	WRONGDOING	TOTAL	% OF ALL CASES INVESTIGATED
Eastern Cape	23	11	3	1	15	18.5
Gauteng	8.5	1	2	1	4	4.9
KwaZulu-Natal	24.6	7	8	4	19	23.5
Limpopo	16.3	19	1	0	20	24.7
Mpumalanga	7.3	4	0	1	5	6.1
North West	6.4	7	4	7	18	19.8
TOTAL	86,1	43	22	16	81	100

A total of 81 cases were investigated, 38 of which provided grounds for reasonable suspicion or wrongdoing. In order to make these decisions the MTT was guided by The Prevention and Combating of Corrupt Activities Act 12 of 2004.

The general offence of corruption is defined in section 3 of the Act as: *the giving or accepting of any gratification, in order to act in an improper exercise or performance of a power or a duty.*

‘Gratification’ is further defined by the Act (section 1) to include any valuable consideration or benefit of any kind, including: money, property, office or honour, employment, service or favour, vote or abstention from voting, forbearance, release from obligation, etc.

NB: THE REST OF ANNEXURE 5 (WHICH IS LINKED TO CHAPTER 3 OF THIS REPORT) HAS BEEN EMBARGOED AS A FORENSIC INVESTIGATIONS ON ALLEGED POSTS FOR SALE, ARE STILL ONGOING. IT IS IMPERATIVES TO ADHERE TO THE PRINCIPLES OF THE “PRESUMPTION OF INNOCENCE” AS WELL AS THE “AUDI ALTEREM PARTEM”.